

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA**

**HAZEL M. ROBY as Administratrix
of the Estate of Ronald Tyrone Roby
Deceased,**

Plaintiff,

V.

BENTON EXPRESS, INC.

Defendant.


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CASE NO.: 2:05-CV-00494-MHT-VPM

SUPPLEMENTAL REPORT OF MEDIATOR

Mediation was held in this case on February 13, 2006, and after post-mediation negotiation, an agreement of settlement was reached. The parties will be submitting an appropriate stipulation of dismissal or other dispositive order upon consummation of the settlement.

Respectfully submitted,


Ezra B. Perry, Jr.
Mediator
Post Office Box 1387
Birmingham, Alabama 35201
(205) 939-0033

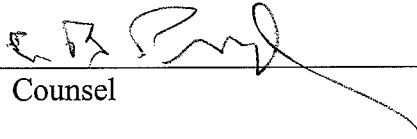
CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing has been served on all counsel listed by placing a copy of same in the United States mail, postage prepaid, on this the 17 day of March, 2006.

J. Cole Portis
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Of Counsel